IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 940 OF 2005

WITH

INCOME TAX APPEAL (LODG) NO. 430 OF 2005

The Commissioner of Income Tax .... Appellant

Vs.

M/s The Raisaheb Rekhach & Mohatta Spinning & Weaving Mills Ltd. .... Respondent

Mrs. P.P. Bhosale with Mr. B.M. Chatterji for the Appellant.

Mr. A.K. Jasani for Respondent.

WITH

NOTICE OF MOTION NO. 1143 OF 2005

WITH

INCOME TAX APPEAL (LODG) NO. 495 OF 2005

The Commissioner of Income Tax. .... Appellant

Vs.

M/s Seema Silk Sarees .... Respondent

Mrs. P.P. Bhosale & Mr. B.M. Chatterji for Appellant

WITH

NOTICE OF MOTION NO. 1528 OF 2005

WITH

INCOME TAX APPEAL (LODG) NO. 634 OF 2005

The Commissioner of Income Tax .... Appellant

Vs.

David Dhawan .... Respondent

Mrs. P.P. Bhosale & Mr. B.M. Chatterji for the

Appellant.

CORAM : F.I. REBELLO, &
J.P. DEVADHAR, JJ.
DATE : 14TH AUGUST, 2007

P.C.

. As the tax incidence is less than Rs. 4 lakhs, the learned counsel seeks leave to withdraw the appeals. Motions along with Appeals stand dismissed as withdrawn. The questions of law, if any, are kept open for consideration in an appropriate proceedings. Refund of court fees as per rules. Certified copy expedited.

(J.P. DEVADHAR, J.) **(F.I. REBELLO, J.)**